

Please type a plus sign (+) inside this box ☐

031204

17175 U.S. PTO

UTILITY

PATENT APPLICATION
TRANSMITTAL

(only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.

END -5284

First Inventor: Trevor Speeg et al.

Title: MEDICAL APPARATUS AND METHOD USEFUL FOR POSITIONING
ENERGY DELIVERY DEVICE

I hereby certify that this correspondence is being deposited today with the United States Postal Service as Express Mail - Post Office to Addressee in an envelope addressed to: Commissioner for Patents, MS-Patent Application, PO Box 1450, Alexandria, VA 22313.

Name:

Linda F. Hansen

Date:

March 12, 2004

Linda F. Hansen

Express Mail Label No.

ER 593 022 883 US

APPLICATION ELEMENTS

See MPEP Chapter 600 concerning utility patent application contents.

ADDRESSED TO:

Commissioner for Patents
MS Patent Application
PO Box 1450
Alexandria, VA 22313-14501. ☒ Fee Transmittal Form (e.g., PTO/SB/17)

(submit an original and a duplicate for fee processing)

2. ☐ Applicant claims small entity status.3. ☒ Specification Total Pages: 33

(Preferred arrangement set forth below)

☒ Descriptive Title of the Invention☒ Cross Reference to Related Applications

- Statement Regarding Fed sponsored R&D

- Reference to sequence listing, a table, or a computer program listing appendix

☒ Background of the Invention☒ Brief Summary of the Invention☒ Brief Description of the Drawings (if filed)☒ Detailed Description☒ Claim(s)☒ Abstract of the Disclosure4. ☒ Drawing(s) (35 USC 113) 10 Total Sheets

5. Oath or Declaration [4 Total Pages]

a. ☒ EXECUTEDb. ☐ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 18 completed)i. ☐ **DELETION OF INVENTOR(S)**

Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

6. ☐ Application Data Sheet. See 37 CFR 1.767. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)

a. ☐ Computer Readable Form (CRF)b. ☐ Specification Sequence Listing on:i. ☐ CD-ROM or CD-R (2 copies); orii. ☐ paperc. ☐ Statement verifying identity of above copies
ACCOMPANYING APPLICATION PARTS9. ☒ Assignment Papers (cover sheet & document(s))10. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)11. ☐ English Translation Document (if applicable)12. ☒ Information Disclosure Statement
(IDS)/PTO-1449 ☐ Copies of IDS Citations13. ☐ Preliminary Amendment14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)16. ☐ Request and Certifications under 35 U.S.C. 122
(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.17. ☒ Other: Application Cover Sheet
w/Express Mail Certification22387 U.S. PTO
10/799130

031204

18. ☐ If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:☐ Continuation ☐ Divisional ☐ Continuation-in-Part (CIP) of prior application No

Prior application information: Examiner: Group Art Unit:

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label 000027777 or ☐ Correspondence Address below

Name: Philip S. Johnson, Esq.

Address: Johnson & Johnson

One Johnson & Johnson Plaza

New Brunswick, NJ 08933-7003 USA

20. TELEPHONE CONTACT: Gerry S. Gressel Please direct all telephone calls or telefaxes to:

Telephone: (513) 337-3535

Fax: (513) 337-8489

21. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

NAME

Gerry S. Gressel


Reg. No. 34,342

SIGNATURE

Gerry S. Gressel

DATE

March 12, 2004

| | | | |
|---|------------------------|--------------------------|---------------------|
|  031204 17175 U.S. PTO | FEE TRANSMITTAL | <i>Complete if Known</i> | |
| | | Application Number | |
| | | Filing Date | March 12, 2004 |
| | | First Named Inventor | Trevor Speeg et al. |
| | | Group Art Unit | |
| | | Examiner Name | |
| | | Attorney Docket Number | END-5284 |

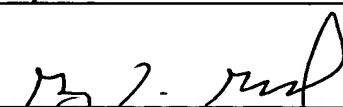
FEE CALCULATION

CLAIMS AS FILED

| (1) | (2) | (3) | (4) | (5) |
|---------------------------|--------------------------|--------------|------------|-----------------------|
| FOR: | NUMBER FILED | NUMBER EXTRA | RATE | BASIC FEE \$770.00 |
| TOTAL CLAIMS | - 20 = | 0 | x 18.00 | \$ 0.00 |
| INDEPENDENT CLAIMS | - 3 = | 0 | x 86.00 | \$ 0/00 |
| MULTIPLE DEPENDENT CLAIMS | <input type="checkbox"/> | N/A | \$280.00 | |
| | | | TOTAL FEES | \$770.00 |

METHOD OF PAYMENT

- ☒ Please charge Deposit Account No. 10-0750/END-5284/GSG in the amount of \$770.00.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required in connection with the filing of this communication, or credit any overpayment, to Account No. 10-0750/END-5284/GSG. Three copies of this sheet are enclosed.

| | | | |
|-----------------------|---|---------------------|------------------------------------|
| SUBMITTED BY: | | | <i>Complete (if applicable)</i> |
| Typed or Printed Name | Gerry S. Gressel | | Reg. No. 34,342 |
| Signature |  | Date: March 12 2004 | Deposit Account No. 10-0750 |